

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

FEDERAL INSURANCE COMPANY,

No. C-12-5084 MMC

Plaintiff,

v.

**ORDER VACATING FEBRUARY 15, 2013  
HEARING ON PLAINTIFF'S MOTION  
FOR SUMMARY JUDGMENT;  
CONTINUING CASE MANAGEMENT  
CONFERENCE**

TOM NEWBY,

Defendant.

Before the Court is plaintiff Federal Insurance Company's ("Federal") Motion for Summary Judgment, filed November 28, 2012. Plaintiff Tom Newby has filed opposition, to which Federal has replied. Having read and considered the papers filed in support of and in opposition to the motion, the Court deems the matter appropriate for decision on the parties' respective written submissions and hereby VACATES the hearing scheduled for February 8, 2013.

Further, in light of the pendency of Federal's motion, the Case Management Conference is hereby CONTINUED from March 1, 2013 to March 29, 2013. The parties shall file a Joint Case Management Statement no later than March 22, 2013.

**IT IS SO ORDERED.**

Dated: February 12, 2013

  
MAXINE M. CHESNEY  
United States District Judge